# IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant(s): Kazunori Taniguchi, et al.

**Examiner:** 

Unassigned

Serial No:

To be assigned

**Art Unit:** 

Unassigned

Filed:

Herewith

Docket:

17469

For:

SURGICAL INSTRUMENT

Dated:

February 23, 2004

Mail Stop Patent Application Commissioner for Patents P.O. Box 1450 Alexandria, VA 22313-1450

# INFORMATION DISCLOSURE STATEMENT

Sir:

In accordance with 37 C.F.R. §§ 1.97 and 1.98, it is requested that the following references, which are also listed on the attached Form PTO-1449, be made of record in the above-identified case.

- 1. U.S. Patent No. 5,383,888, dated January 24, 1995, issued to Zvenyatsky et al.;
- 2. U.S. Patent No. 5,275,608, dated January 4, 1994, issued to Forman et al.;
- 3. U.S. Patent No. 5,330,502, dated July 19, 1994, issued to Hassler et al.; and
- 4. U.S. Patent No. 5,549,637, dated August 27, 196, issued to Crainich.

**CERTIFICATE OF MAILING BY "EXPRESS MAIL"** 

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Date of Deposit: February 23, 2004

I hereby certify that this correspondence is being deposited with the United States Postal Service "Express Mail Post Office to Addressee" service under 37 C.F.R. § 1.10 on the date indicated above and is addressed to the Commissioner for Patents, Mail Stop Patent Application. P.O. Box 1450, Alexandria, VA 2313-1450.

Dated: February 23, 2004

Thomas Spinelli

The above-cited references are not being submitted herewith, as copies of U.S. patents are no longer required per the waiver of 37 C.F.R. § 1.98(a)(2)(i) in effect as of June 30, 2003. The above-cited references have been described in the specification.

Inasmuch as this Information Disclosure Statement is being submitted in accordance with the schedule set out in 37 C.F.R. § 1.97(b), no statement or fee is required.

Respectfully submitted,

Thomas Spinelli

Registration No.: 39,533

Scully, Scott, Murphy & Presser 400 Garden City Plaza Garden City, New York 11530 (516) 742-4343

TS:cm

### INFORMATION DISCLOSURE CITATION

(Use several sheets if necessary)

Docket Number (Optional)	Application Number  To be assigned				
17469					
Applicant(s) Kazunori Taniguchi, et al.					
Filing Date	Group Art Unit				
WT 4.1	**				

					Filing Date	Group Art Unit				
				Herewith			Unassigned			
			_	U.S. PAT	ENT DOCUMENTS					
EXAMINER INITIAL	REF	DOCUMENT NUMBER	DATE	NAME  Zvenyatsky et al.  Forman et al.  Hassler et al.		CLASS	SUBCLASS	FILING IF APPRO		
		5,383,888	1/24/1995							
		5,275,608	1/4/1994							
		5,330,502	7/19/1994							
		5,549,637	8/27/1996	Crainich						
					· · · · · · · · · · · · · · · · · · ·					
			<b>_</b>	FOREIG	N PATENT DOCUMENTS	5				
	REF DOCUMENT NUMBER		DATE		COUNTRY	CLASS	SUBCLASS	Translation		
								YES	NO	
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		L.,		OTHER I	DOCUMENTS (Including	ng Author, Title, I	Date, Pertinent Pa	ges, Etc.)		
EXAMINE	R				DATE CONSIDERED					

EXAMINER: Initial if citation considered, whether or not citation is in conformance with MPEP Section 609; Draw line through citation if not in conformance and not considered. Include copy of this form with next communication to applicant.

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# **CLAIM OF PRIORITY**

Sir:

Applicants in the above-identified application hereby claim the right of priority in connection with Title 35 U.S.C. § 119 and in support thereof, herewith submit a certified copy of Japanese Patent Application No. 2003-051849 (JP2003-051849) filed February 27, 2003; 2003-051850 (JP2003-051850) filed February 27, 2003 and 2003-051851 (JP2003-051851) filed February 27, 2003.

Respectfully submitted,

Thomas Spinelli

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